n/015/041

JAN-05-96 FRI 11:03 AM

SEND (M)

*

*

* *

* *

* *

* * *

*

M# DP NOTE TX TIME PAGES TYPE DATE START RECEIVER 062 (M) OK 2' 35" 4 SEND JAN-05 11:00 AM 18016372716

TOTAL

2M 35S PAGES:



DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt Covernor Ted Stewart Executive Director James W. Carter Division Director

355 West North Temple 3 Triad Center, Suite 350 Salt Lake City, Utah 84180-1203 801-538-5340 801-359-3940 (Fax) 801-538-5319 (TDD)

FACSIMILE COVER SHEET

DATE:	Duneary 5, 1995
	F PAGES INCLUDING THIS COVER SHEET:
TO:	The W Main St - PO Boy 870 Price Let 84501
FAX NUMB	ER: 801 637-27/6
FROM:	Minerals Reclamation and Development Program
PHONE	(801) 538-5340

Michael O. Leavitt Governor Ted Stewart Executive Director James W. Carter

Division Director

355 West North Temple 3 Triad Center, Suite 350 Salt Lake City, Utah 84180-1203 801-538-5340 801-359-3940 (Fax) 801-538-5319 (TDD)

FACSIMILE COVER SHEET

DATE:	aniary 5. 1995
	F PAGES INCLUDING THIS COVER SHEET:
TO:	Emery County Progress - Legal advection 76 W Main St - PO Bry 870 Price Let 84501
FAX NUMBI	ER: 801 637-2716
FROM:	Minerals Reclamation and Development Program
	Minerals Reclamation and Development Program
PHONE: FAX:	(801) 538-5340 (801) 359-3940
SUBJECT:	Motise & Tentative Offroval
REMARKS:	hard copy will be put in the

Should you encounter any problems with this copy, or do not receive all the pages, please call

Important: This message is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return this original message to us at the above address via regular postal service. Thank you.





Michael O. Leavitt Governor Ted Stewart

Ted Stewart
Executive Director
James W. Carter
Division Director

355 West North Temple 3 Triad Center, Suite 350 Salt Lake City, Utah 84180-1203 801-538-5340 801-359-3940 (Fax) 801-538-5319 (TDD)

January 5, 1996

Emery County Progress Legal Advertising 76 West Main Street P.O. Box 870 Price, Utah 84501

Gentlemen:

Re: NOTICE OF TENTATIVE APPROVAL - M/015/041

Attached is a Notice of Tentative Approval from the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah.

It is requested that this notice be published ONCE ONLY as soon as possible, but no later than the 9th day of January, 1996. In the event that said notice cannot be published by this date, please notify me immediately by calling 538-5340.

Upon completion of this request, please send proof of publication and statement of cost to the Division of Oil, Gas and Mining, 355 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, Utah 84180-1203.

Sincerely,

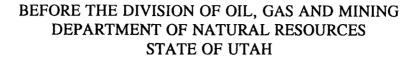
Joelle Burns

Minerals Secretary

solle Burns

jb Attachment M015041.new





---ooOoo---

IN THE MATTER OF TENTATIVE DECISION TO APPROVE A MINING AND RECLAMATION PLAN FOR DIAMOND K GYPSUM'S DKG QUARRY, EMERY COUNTY,

DECISION TO APPROVE

NOTICE OF TENTATIVE

NO. M/015/041

UTAH

---00000----

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTION 29, TOWNSHIP 22 SOUTH, RANGE 9 EAST, SLBM, EMERY COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve Diamond K Gypsum's Mining and Reclamation Plan for the DKG Quarry. Mining activities will effect the following area: NE1/4 SW1/4 and NW1/4 SW1/4 of Section 29, Township 22 South, Range 9 East, SLBM, Garfield County, Utah.

Diamond K Gypsum has submitted a permit application to expand their existing mining operation from a small mining operation to a large mining operation.

The operator will employ the following mining and reclamation techniques on approximately 12 acres of Private land.

During Operations:

Overburden removal with a 950 Cat Loader and a 280.2 Mitsubishi Trackhoe. Cryptobiotic crust (top ~4 inches) is to be salvaged and stockpiled for replacement during reclamation. The gypsum deposit is mined using a road reclaimer instead of drilling and blasting. There are no onsite processing facilities. Mined gypsum is stockpiled onsite and loaded into trucks for shipment. No oil, lubricants, or toxic substances will be drained onto the ground. Mining performed 6+ months out of the year.





After Operations:

All trash at the site will be removed to an authorized dump or landfill. All disturbed areas will be recontoured to approximate original surface contours. The recontoured area will be furrowed along the contour to leave a rough surface. Salvaged topsoil will be replaced on the recontoured areas. Salvaged cryptogamic soils will be placed on the replaced topsoil. Some reject fines may be placed in the pits as backfill. The disturbed area will be fertilized and seeded using a mix approved by the BLM and DOGM. If necessary, the reclaimed areas may be fenced to prevent damage by cattle grazing while the vegetation is reestablished.

The person representing the company is Mr. Phillip M. Palmer; Phone (801) 896-8870. Diamond K Gypsum is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision to issue approval is hereby requested to submit written protest within thirty (30) days of the date of publication to Lowell Braxton, Associate Director of Mining, Division of Oil, Gas and Mining, 355 West North Temple, 3 Triad Center, Suite 350, Salt Lake City, Utah 84180-1203, setting forth factual reasons for the complaint. If no responsive written protests are received by the Division within 30 days after the last date of publication, the tentative decision of the Division will be final.

DATED THIS 5th day of January, 1996.

STATE OF UTAH DIVISION OF OIL, GAS AND MINING

James W. Carter

Director

M015041.pn